

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|-------------------------|---|----------------------------------|
| WILLIS L. GRAYSON, JR., | § | |
| | § | No. 57, 2011 |
| Defendant Below, | § | |
| Appellant, | § | Court Below—Superior Court |
| | § | of the State of Delaware, in and |
| v. | § | for New Castle County |
| | § | |
| STATE OF DELAWARE, | § | |
| | § | |
| Plaintiff Below, | § | Cr. ID No. 30500267DI |
| Appellee. | § | |

Submitted: June 1, 2011

Decided: August 18, 2011

Before **BERGER, JACOBS** and **RIDGELY**, Justices.

O R D E R

This 18th day of August 2011, upon consideration of the appellant's opening brief and the appellee's motion to affirm, it appears to the Court that:¹

(1) The appellant filed this appeal from the Superior Court's January 18, 2011 denial of his fourth motion for postconviction relief. It is manifest on the face of the appellant's opening brief that the Superior Court's judgment should be affirmed on the basis of the court's well-

¹ See Del. Supr. Ct. R. 25(a) (governing motion to affirm).

reasoned decision dated January 18, 2011.² The Superior Court did not err when determining that the appellant's fourth motion for postconviction relief was procedurally barred, and that the appellant offered no reason to excuse the procedural defaults.

NOW, THEREFORE, IT IS ORDERED that the appellee's motion to affirm is GRANTED. The judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Jack B. Jacobs
Justice

² See *State v. Grayson*, 2011 WL 285599 (Del. Super.) (denying fourth motion for postconviction relief).